

Attorney Docket No. 3260-0044-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 3260-0044-00

In re Application of:

John Ernest SIMMS

John Ernest SIMMS

Serial No.: 09/598,443

Filed: June 22, 2000

For: SIGIRR DNA AND POLYPEPTIDES

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. The undersigned believes that this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant

LAW OFFICES

**FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.**
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000

Serial No. 09/598,443
Attorney Docket No. 3260.0044-00

reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Michael T. Sieck
Salvatore J. Arrigo Reg. No. 46,063 36,276

Date: November 6, 2000

Tel: (202) 408-4000
Fax: (202) 408-4400
Email: arrigos@finnegan.com